

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
C.A. No. 1:19-cv-00410-UA-JEP**

RONNIE LEE SANDERS,	)
	)
Plaintiff,	)
	)
v.	)
	)
SMITH DEBNAM NARRON DRAKE	)
SAINTSING & MYERS, LLP and	)
FIRST TECHNOLOGY FEDERAL	)
CREDIT UNION,	)
Defendants.	

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**DEFENDANT SMITH DEBNAM NARRON DRAKE SAINTSING & MYERS,  
LLP'S MOTION TO DISMISS**

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**NOW COMES** the defendant Smith Debnam Narron Drake Saintsing & Myers, LLP ("Defendant") and, pursuant to Rules 12(b)(5) and (6) of the Federal Rules of Civil Procedure, moves the Court to dismiss the above-captioned action due to an insufficiency of service of process and for failure to state a claim upon which relief can be granted. The basis of Defendant's motions is set forth more particularly in the Memorandum filed contemporaneously with this motion.

**WHEREFORE**, Defendant respectfully requests the Court dismiss this action as it pertains to Defendant, with prejudice.

This the 2nd day of January 2020.

/s/ Caren D. Enloe  
Caren D. Enloe  
NC Bar No. 17394  
Zachary K. Dunn  
NC Bar No. 50271

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing document was served electronically upon the following via the CM/ECF system:

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This the 2nd day of January 2020.

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